

TIME WARNER TELECOM)
)
) Docket No. 02-_____
)
 Petition for emergency relief to protect Petitioner's)
 Annual Report from disclosure for not less than)
 five years in order to protect highly proprietary)
 Information)

NOW COMES Time Warner Telecom (“Petitioner”) and hereby respectfully petitions the Illinois Commerce Commission for emergency relief to protect Petitioner’s Annual Report from disclosure for not less than five years in order to protect highly proprietary information included therein. In support of this Petition, Petitioner states as follows:

1. Petitioner is certified by this Commission to provide competitive telecommunications services in the State of Illinois.
2. Petitioner is required to file an Annual Report pursuant to Section 5-109 of the Public Utilities Act, 220 ILCS 5/5-109.
3. The Petitioner's Annual Report contains highly proprietary and confidential commercial and financial information, the disclosure of which to competitors, or potential competitors, would be detrimental to Petitioner.
4. The telecommunications industry is highly competitive, and it is imperative that public disclosure of confidential information contained in the Petitioner's Annual Report be avoided for a period of at least five years following the issuance of an Order by the

Commission because of the competitive harm which disclosure of such information would likely cause Petitioner.

5. Section 7 of the Illinois Freedom of Information Act, 5 ILCS 140/7(g), exempts from public disclosure "trade secrets and commercial or financial information . . . where the trade secrets or information are proprietary, privileged or confidential." The Petitioner's Annual Report, which is the subject of this Petition, falls within this exemption.

6. Petitioner seeks an Order from this Commission, without hearing, protecting from disclosure in its entirety Petitioner's Annual Report for a period of not less than five years.

WHEREFORE, Petitioner respectfully requests that the Commission enter an order, without hearing, protecting from disclosure in its entirety Petitioner's Annual Report for a period of not less than five years.

DATED this 17th day of January, 2002.

Respectfully submitted,

TIME WARNER TELECOM

By: _____
One of Its Attorneys

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

VERIFICATION

JOSEPH E. DONOVAN, being first duly sworn on oath, deposes and state that he is one of the Attorney's for Time Warner Telecom, that he has read the above and foregoing Petition for emergency relief to protect Petitioner's 2001 Annual Report and knows the contents thereof, and that eh same are true to the best of his knowledge, information and belief.

Joseph E. Donovan

Subscribed and sworn to before
me this ____ day of January, 2002

Notory Public